

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

**MICHAEL OZUNA, ID # 1378641,**

Petitioner,

v.

**NATHANIEL QUARTERMAN, Director,  
Texas Department of Criminal Justice,  
Correctional Institutions Division,**

Respondent.

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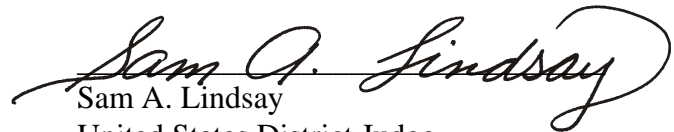
Civil Action No. **3:07-CV-1846-L**

**ORDER**

Before the court is Ozuna's Petition for Writ of Habeas Corpus, filed October 17, 2007, in the Eastern District of Texas, Sherman Division. On November 1, 2007, the case was transferred to the Northern District of Texas, Dallas Division and referred to Magistrate Judge Irma C. Ramirez. Magistrate Judge Ramirez entered Findings, Conclusions and Recommendation of the United States Magistrate Judge ("Report") on January 14, 2009. Petitioner did not file objections to the Report.

This is a habeas petition filed pursuant to 28 U.S.C. § 2254. The magistrate judge found that the petition was barred by the one-year statute of limitations of the Antiterrorism and Effective Death Penalty Act of 1996 ("AEDPA") and that Petitioner was not entitled to statutory or equitable tolling. Having reviewed the petition, file, record, and the Report in this case, the court determines that the findings and conclusions are correct. The magistrate judge's findings and conclusions are therefore **accepted** as those of the court. The court therefore **dismisses with prejudice** the writ of habeas corpus as barred by the one-year limitations period.

**It is so ordered** this 30th day of January, 2009.

  
Sam A. Lindsay  
United States District Judge